



IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Akito ICHIDA

For: Process for preparing 3-chloro-5-nitrotoluene

Serial No.: 10/727 317

Group: 1625

Filed: December 3, 2003

Examiner: Oh

Attorney docket

No.: 3400.P1410US

The Commissioner for Patents

Alexandria, VA 22313-1450

DECLARATION UNDER 37 CFR 1.132

I, Akito ICHIDA, hereby declare as follows:

I am the sole inventor of the invention described and claimed in the instant patent application.

I have carried out additional tests procedures and results of which are described below.

Comparative Example 1

3-chloro-5-nitrotoluene was produced in the same way as Example 1 of the instant patent application except for using N-chlorosuccinimide in place of t-butylhypochlorite. A production yield was 2%.

I hereby declare that all statements made herein of any own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine

Serial No. 10/727 317 - page 2

or imprisonment, or both, under Section 1001 of Title 18 of the United State Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: _____

Akito ICHIDA